

COMMISSIONER FOR PATENTS
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WASHINGTON, D.C. 2023 I
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DECISION ON PETITION

Stephen G. Adrian Armstrong Westerman 1725 K Street, N.W., Suite 1000 Washington, D.C. 20006

In re Application of TAKEDA, et al.

U.S. Application No.: 09/889,570

PCT No.: PCT/JP00/00536 :

Int. Filing Date: 01 February 2000

Priority Date: 01 February 1999 : UNDER 37 CFR 1.182

Attorney Docket No.: 010973

For: WATER-BORNE URETHANE RESIN

COMPOSITION FOR FORMING

MICROPOROUS LAYER, METHOD OF PRODUCING FIBROUS SHEET-LIKE COMPOSITE, AND ARTIFICIAL

LEATHER

This decision is in response to the "Petition to Continue Processing of National Stage Application" filed 04 December 2001. The required petition fee has been paid.

BACKGROUND

On 30 July 2001, applicant filed a Transmittal Letter to the United States Designated/Elected Office (DO/EO/US) for entry into the national stage in the United States which identified international application PCT/JP99/00536. Accompanying the transmittal letter, applicant included: A copy of International Application PCT/JP00/000536, a copy of the priority document indicating an International Application number of PCT/JP00/000536, an information Disclosure Statement for PCT/JP00/000536 and an executed declaration identifying the International Application as PCT/JP00/000536.

On 16 November 2001, applicants were mailed a communication informing applicant that in order to continue the processing of the present national stage application applicant needed to bring a petition under 37 CFR 1.182 clearly identifying the international application to which the present application is to be directed. Applicant was given **TWO (2) MONTHS** to submit the required reply and informed that failure to timely file would result in abandonment of U.S. application 09/889,570.

On 04 December 2001, the present petition was filed indicating that the international application identified on the transmittal letter contained a typographical error and that the correct international application number is PCT/<u>JP00</u>/00536.

DISCUSSION

The identifying information provided on the transmittal letter filed by applicant on 30 July 2001, i.e., the title, applicant-inventor information, priority date, and international filing date all correspond to that of PCT/JP00/00536. For these reasons, as well as the explanation provided in the present petition, the national stage papers filed 30 July 2001 are accepted on petition as sufficiently identifying international application PCT/JP00/00536. Pursuant to petitioner's request, the national stage papers assigned U.S. application number 09/889,570 will be treated as a U.S. national stage submission for PCT/JP00/00536. Further, an examination of the application file shows all of the requirements of 35 U.S.C. 371 for entry into the national stage in the United States have been satisfied.

CONCLUSION

The petition under 37 CFR 1.182 is **GRANTED**.

This application will be given an international application filing date of **01 February 2000** and a date of **30 July 2001** under 35 U.S.C. 371.

This application is being forwarded to the National Stage Processing Branch of the Office of PCT Operations to continue national stage processing of U.S. application number 09/889,570 as the U.S. national stage application of PCT/JP00/00536.

Richard Cole

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